

**IN THE UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF MISSOURI
WESTERN DIVISION**

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	
v.)	Criminal Action No.
)	08-CR-00162-NKL-1
MATTHEW HARKER,)	
)	
Defendant.)	

ORDER

On August 11, 2008, United States Magistrate Judge Robert Larsen issued a Report and Recommendation ("Report") recommending that this Court enter an order finding the defendant incompetent to stand trial.

The defendant objected to the Report "insofar as the [Report] states ' . . . defendant moved for a judicial determination of mental incompetency.'" [Doc. # 33.] The defendant offers no argument as to how this clerical error contradicts the evidence upon which the Report is based, or how it undermines the ultimate recommendation of the Report.¹

After a *de novo* review of the record, the Court is convinced that the recommendation of the Magistrate is correct and should be adopted.

¹ The defendant opposed the motion for psychiatric examination on the sole basis that he had been examined previously by the State of Nebraska. [Doc. # 16.]

Accordingly, it is hereby

ORDERED that the Magistrate's Report [Doc. # 32] is ADOPTED.

s/ NANETTE K. LAUGHREY
NANETTE K. LAUGHREY
United States District Judge

Dated: September 2, 2008
Jefferson City, Missouri